

IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF TEXAS

BEAUMONT DIVISION

ROBERT H. KELLY AND WIFE,	§	
MARY KELLY	§	
	§	
VS.	§	CIVIL ACTION NO.1:07-CV-00137
	§	JUDGE THAD HEARTFIELD
D. B. INDUSTRIES, INC.	§	

**NOTICE OF INITIAL DISCLOSURE OF PLAINTIFF**

TO THE HONORABLE UNITED STATES DISTRICT COURT:

PLEASE TAKE NOTICE that Plaintiffs, Robert H. Kelly and wife, Mary Kelly, files this their Notice of Initial Disclosure and would show unto the Honorable Court the following:

Plaintiffs have complied with Disclosure requirements promulgated by this Court. Plaintiffs will supplement their Disclosure, if additional information and/or documents become available through discovery.

**CERTIFICATION**

I hereby certify that I have complied with the required Initial Disclosure. I further certify that such disclosure is complete and correct at the time that it is made according to my best knowledge, information and belief.

Respectfully submitted,

**STEVEN C. BARKLEY**

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/s/ Steven C. Barkley

**STEVEN C. BARKLEY**

STATE BAR NO. 01750500

ATTORNEY FOR PLAINTIFFS,  
ROBERT H. KELLY AND WIFE,  
D. B. INDUSTRIES, INC.

### **CERTIFICATE OF SERVICE**

The undersigned does hereby certify that he is the attorney for the Plaintiffs, Robert H. Kelly and wife, Mary Kelly, and that he forwarded a true and correct copy of Plaintiffs' Initial Disclosure to the following attorney of record for Defendant, via electronic filing, on this the 24th day of July, 2007:

Mr. Matthew W. Childs  
Tekell Book Matthews & Limmer, LLP  
4300 One Houston Center  
1221 McKinney  
Houston, Texas 77010

/s/ Steven C. Barkley

**STEVEN C. BARKLEY**